

State of South Dakota

SEVENTY-SIXTH SESSION LEGISLATIVE ASSEMBLY, 2001

880E0679

HOUSE BILL NO. 1191

Introduced by: Representatives Madsen, Brown (Richard), Duniphan, Lintz, and Rhoden
and Senators Drake, Apa, and Olson (Ed)

1 FOR AN ACT ENTITLED, An Act to revise and clarify who may carry a firearm on a
2 motorcycle or off-road vehicle.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 32-20-6.6 be amended to read as follows:

5 32-20-6.6. No person, ~~other than a law enforcement officer or conservation officer, or any~~
6 ~~person on the person's own land or land leased by the person,~~ may operate or ride on any
7 motorcycle or off-road vehicle with any firearm in the person's possession unless the firearm is
8 completely unloaded and within a carrying case which encloses the entire firearm. However, this
9 section does not apply to ~~any person who is carrying a pistol and possesses a permit to carry a~~
10 ~~concealed pistol issued pursuant to chapter 23-7~~ the following persons:

11 (1) Any person who is carrying a pistol and possesses a permit to carry a concealed pistol
12 pursuant to chapter 23-7;

13 (2) Any law enforcement officer or conservation officer;

14 (3) Any person on the person's own property or property leased by that person; or

15 (4) Any other person authorized by the landowner.

1 This section shall be enforced by all law enforcement officers including conservation officers,
2 notwithstanding the provisions of § 41-15-10.1. A violation of this section is a Class 2
3 misdemeanor.